

ORDINANCE NO. 1454

An ordinance amending Chapter 21 of the Code of the City of Jamestown, North Dakota by amending Section 21-04-06.1 which sets forth the ability to seize vehicles for certain violations of law in the City of Jamestown.

WHEREAS, the North Dakota Legislative Assembly revised the look back period for offenses involving driving under the influence of intoxicating liquor or any other drugs or substances;

WHEREAS, Sec. 21-04-06.1 relates to the seizure and forfeiture of motor vehicles for offenses involving driving under the influence or intoxicating liquor or any other drugs or substances;

WHEREAS, Sec. 21-04-06.1 requires updating to reflect the new look back period for such offenses.

NOW, THEREFORE, be it ordered by the City Council of the City of Jamestown, North Dakota that Chapter 21 be amended by amending Section 21-04-06.1 as follows:

Sec. 21-04-06.1 - Alcohol related traffic offenses; ignition interlock devices and the seizure, forfeiture, and sale of motor vehicles.

A motor vehicle owned and operated by a person upon a highway or upon public or private areas to which the public has a right of access for vehicular use may be seized, forfeited, and sold or otherwise disposed of pursuant to an order of the court at the time of sentencing if the person is in violation of section 21-04-06 or an equivalent ordinance and has been convicted of violating section 21-04-06 or an equivalent ordinance at least one other time within the seven (7) years preceding the violation. The court may also require that an ignition interlock device be installed in the person's vehicle for a period of time that the court deems appropriate.

ATTEST:

APPROVED:

Jeff Fuchs
City Auditor

Katie Andersen
Mayor

Introduced by Council Member Brubakken
Seconded by Council Member Gumke
First Reading: March 2, 2015
Second Reading: April 6, 2015
Final Passage: April 6, 2015
Roll Call No. 7 showed: 4 ayes, 0 nays, 1 absent.